Remarks

In the Office Action, it is required that the pending claims be restircted to one of five groups of claims (Groups I-V). Applicants provisionally elect, with traverse, Group I (claims 2 and 11 as related to acetic acid), but as discussed below, respectfully request that the other groups be also examined in this application.

Applicants respectfully submit, however, that a single search directed to a vector comprising a promotor responsive to an <u>organic acid</u>, as recited by the pending claim 1, would necessarily encompass all of the claims in Groups I-V. For this reason, it is believed that the examination of Groups I-V would not impose an unreasonable burden on the Examiner. *See* <u>Manual of Patent Examining Procedure</u>, §803.01. Therefore, Applicants respectfully request that the restriction requirement be withdrawn.

No fee is believed to be due for this submission. However, should any fees be required for the submission of this paper, or to avoid abandonment of this application, please charge such fees to Jones Day Deposit Account No. 503013.

Respectfully Submitted,

Date: / lay 2, 2005

Max Bachrach

Reg. No.

Jones Day

51 Louisiana Avenue, N.W. Washington, DC 20001-2113

(202) 879-3939

For:

Anthony M. Insogna (Reg. No. 35,203)

Jones Day

12750 High Bluff Drive, Suite 300

San Diego, CA 92130

(858) 314-1200